

[23 April, 2001]

RAJYA SABHA

Amendment in General Rules and Forms regarding change of Registered Office

4039. SHRI R.S. GAVAI: Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether the Government have amended the general rules and forms in relation to change of registered office within State through notification;

(b) if so, the details thereof and the reasons therefor;

(c) whether Government have assessed the impact of changed rules on the investors; and

(d) if so, the details thereof?

THE MINISTER OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI ARUN JAITLEY): (a) Yes, Sir.

(b) The Central Government has amended the Companies (Central Government's) General Rules and Forms, 1956 *vide* Notification G.S.R. 51(E) dated 1.2.2001 pursuant to the insertion of a new section 17A in the Companies Act, 1956. No company can change its registered office from the jurisdiction of one Registrar of Companies to the other within the State without the prior confirmation of the Regional Director, Department of Company Affairs. The companies seeking such change will be required to make an application with a fee of Rs. 500/- in the prescribed form IAD to the Regional Director, Department of Company Affairs. The Central Government had observed that frequent shifting of registered offices by the companies was to confuse the process of prosecution for violation of Companies Act and also to mislead the investors.

(c) and (d) The amendment has been made to protect the interest of investors.

Mid-Term General Elections to Lok Sabha

4040. SHRI C.O. POULOSE: Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state the number of times the mid-term general elections to Lok Sabha were held and the reasons therefor?

THE MINISTER OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI ARUN JAITLEY): Mid-term general elections to Lok Sabha have been held on six occasions so far, in 1970, 1977, 1979, 1991, 1997 and 1999, in order either to seek a fresh mandate so as to effectively implement the policies and programmes of the government/party in power or to constitute a new House, as political instability had rendered the existing House incapable of yielding a Stable Government.

Implementation of SC/ST (Prevention of Atrocities) Act, 1989 in U.P.

†4041. SHRI GANDHI AZAD: Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether the right to take cognizance has been given to special courts according to the provision of section 9 and 10 of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989;

(b) whether the special courts in Uttar Pradesh are taking cognizance of such types of cases; and

(c) if so, the details of the last three years in this regard and if not, the reasons therefor?

THE MINISTER OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI ARUN JAITLEY): (a) to (c) The information is being collected and will be laid on the table of the House.

Pending oldest case in each State

4042. SHRI SWARAJ KAUSHAL: Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) the year of the oldest case pending before courts in each State; and

(b) the number of cases pending in each State for thirty years and more, for 25 to 30 years, for 20 to 25 years, for 15 to 20 years from the date of their institution?

†Original notice of the question was received in Hindi.